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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RMC MOTORSPORTS, LLC

Plaintiff,

vs.

BERKSHIRE HATHAWAY DIRECT
 INSURANCE COMPANY, et al.

Defendants

Case No.: 2:25-CV-00547-CDS-DJA

STIPULATION AND ~~[PROPOSED]~~ ORDER
 TO STAY THE CASE WHILE THE
 PARTIES DISCUSS RESOLUTION

(Second Request)

As amended on page 2

TO THE COURT:

Plaintiff RMC Motorsports, LLC (“RMC”) and Berkshire Hathaway Direct Ins. Co. and
 Biberk Insurance Services, Inc. (collectively “Berkshire”), by and through counsel, stipulate and
 agree as follows:

WHEREAS, this matter is an insurance coverage dispute regarding benefits owing in
 connection with stolen property;

WHEREAS, on March 31, 2025, Berkshire filed a Motion to Compel Appraisal and Stay
 the Case (ECF NO. 6);

WHEREAS, RMC and Berkshire (collectively “Parties”) desire to explore settlement in
 lieu of incurring litigation costs and expenses;

WHEREAS, RMC has provided documentation to Berkshire to support their claims;



1 WHEREAS, Berkshire is processing the documentation provided and also addressing
2 third-party theft claims related to RMC's loss;

3 WHEREAS, the Parties believe it is in their best interest to continue discussions to try to
4 resolve this case as opposed to expending time and resources to litigating this matter;

5 WHEREFORE, the Parties, subject to this Court's approval, agree to Stay the Case
6 (ECF NO. 6) to July 31, 2025.

7 IT IS SO AGREED.

8 DATED: June 4, 2025

DATED: June 4, 2025

9 LEVERTY & ASSOCIATES LAW CHTD.

MORALES FIERRO & REEVES

10 /S/ Patrick Leverty
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14 *Attorneys for RMC Motorsports, LLC*

/S/ William Reeves
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Berkshire Hathaway Direct Ins. Co. and
Biberk Insurance Services, Inc.*

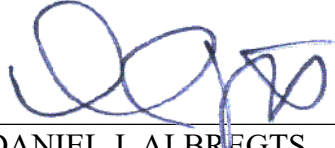
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16 The Court, having considered the stipulation of the Parties and good cause appearing,

17 Stays the Case until July 31, 2025, to allow the Parties time to try to resolve this dispute.
18 *See Landis v. North American Co.*, 299 U.S. 248, 254-55 (1936) (explaining that "the power
19 to stay proceedings is incidental to the power inherent in every court to control the
20 disposition of the causes on its docket...")

21 The parties shall either file a stipulation of dismissal, a stipulation to continue the stay, or a
22 stipulation to lift the stay and set a discovery plan on or before **August 7, 2025**.

23 The Court will further **DENY** Defendants' motion to compel appraisal (ECF No. 6) without
24 prejudice and with leave to refile if settlement is unsuccessful.

25 **IT IS SO ORDERED.**

26 
DANIEL J. ALBRECHTS
UNITED STATES MAGISTRATE JUDGE

27 DATED: June 13, 2025

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I hereby certify under penalty of perjury that I am an employee of Leverty & Associates Law, Chtd., and that service of the foregoing STIPULATION AND [PROPOSED] ORDER TO STAY THE CASE WHILE THE PARTIES DISCUSS RESOLUTION was made CM/ECF to all parties on the Service List including:

William C. Reeves State Bar No.: 8235 MORALES FIERRO & REEVES 600 S. Tonopah Drive, Suite 300 Las Vegas, NV 89106 Telephone: 702/699-7822 Facsimile: 702/699-9455 Email: wreeves@mfrlegal.com <i>Attorneys for Defendants</i> <i>Berkshire Hathaway Direct Ins. Co. and</i> <i>Biberk Insurance Services, Inc.</i>	
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DATED: June 4, 2025



An Employee of Leverty & Associates Law Chtd.